



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

GP 3762
#5
2-21-01

In re Application of Vincent Divino, Jr. et al.

Serial No.: 09/468,471

Group Art Unit: 3762

Filed: December 21, 1999

Examiner: Unassigned

For: METHOD OF FORMING GAS-ENRICHED
FLUID

Atty Docket: PA060-US

CON of Appl. SN: 09/410,344 Filed: September 30, 1999

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TC 3700 MAIL ROOM

**REVOCATION OF POWER OF ATTORNEY
AND POWER OF ATTORNEY**Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

The undersigned, being the Assignee of the entire interest in the above-identified application by virtue of an Assignment recorded in the United States Patent and Trademark Office as set forth below, hereby revokes any previous Powers of Attorney and appoints:

Practitioners at Customer Number 27405

to prosecute the application to the exclusion of the inventor(s), and to transact all business in the United States Patent and Trademark Office connected therewith.

Pursuant to 37 C.F.R. § 3.73, the undersigned has reviewed the evidentiary documents, specifically the Assignment to THEROX, INC. referenced below and certifies that to the best of my knowledge and belief, title remains in the name of the Assignee.

Please direct all communications as follows:

Customer Number 27405

Margaret A. Kivinski
TherOx, Inc.
2400 Michelson Drive
Irvine, California 92612

ASSIGNEE: THEROX, INC.

By:

Name: Paul J. Zalesky, President and COO

Date: 01/25/01

ASSIGNMENT:

Enclosed for recording
 Previously recorded, Copy Enclosed:
 Notice of Recordation Enclosed

Date: September 30, 1999
Reel: 010300
Frame: 0732

Total of 1 form is submitted.



UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office
ASSISTANT SECRETARY AND COMMISSIONER
OF PATENTS AND TRADEMARKS
Washington, D.C. 20231

JANUARY 06, 2000

FLETCHER, YODER & VAN SOMEREN
MICHAEL G. FLETCHER
7915 FM 1960 WEST, STE. 330
HOUSTON, TX 77269-2289

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Fletcher, Yoder & Van Someren

UNITED STATES PATENT AND TRADEMARK OFFICE
NOTICE OF RECORDATION OF ASSIGNMENT DOCUMENT

THE ENCLOSED DOCUMENT HAS BEEN RECORDED BY THE ASSIGNMENT DIVISION OF THE U.S. PATENT AND TRADEMARK OFFICE. A COMPLETE MICROFILM COPY IS AVAILABLE AT THE ASSIGNMENT SEARCH ROOM ON THE REEL AND FRAME NUMBER REFERENCED BELOW.

PLEASE REVIEW ALL INFORMATION CONTAINED ON THIS NOTICE. THE INFORMATION CONTAINED ON THIS RECORDATION NOTICE REFLECTS THE DATA PRESENT IN THE PATENT AND TRADEMARK ASSIGNMENT SYSTEM. IF YOU SHOULD FIND ANY ERRORS OR HAVE QUESTIONS CONCERNING THIS NOTICE, YOU MAY CONTACT THE EMPLOYEE WHOSE NAME APPEARS ON THIS NOTICE AT 703-308-9723. PLEASE SEND REQUEST FOR CORRECTION TO: U.S. PATENT AND TRADEMARK OFFICE, ASSIGNMENT DIVISION, BOX ASSIGNMENTS, CG-4, 1213 JEFFERSON DAVIS HWY, SUITE 320, WASHINGTON, D.C. 20231.

RECORDATION DATE: 09/30/1999

REEL/FRAME: 010300/0732
NUMBER OF PAGES: 4

BRIEF: ASSIGNMENT OF ASSIGNEE'S INTEREST (SEE DOCUMENT FOR DETAILS).

ASSIGNEE:

DIVINO, VINCENT, JR.

DOC DATE: 09/30/1999

ASSIGNEE:

PATTERSON, WILLIAM R.

DOC DATE: 09/30/1999

ASSIGNEE:

CREECH, JEFFREY L.

DOC DATE: 09/30/1999

ASSIGNEE:

MYRICK, STEPHEN E.

DOC DATE: 09/30/1999

ASSIGNEE:

THEROX, INC
2400 MICHELSON DRIVE
IRVINE, CALIFORNIA 92612-1310

FILING DATE: 09/30/1999
ISSUE DATE:

SERIAL NUMBER: 09410344

PATENT NUMBER:

TC 3700 MAIL ROOM

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SHAREILL COLES, EXAMINER
ASSIGNMENT DIVISION
OFFICE OF PUBLIC RECORDS

ASSIGNMENT

FOR GOOD AND VALUABLE CONSIDERATION, the receipt, sufficiency and adequacy of which are hereby acknowledged, the undersigned, does hereby:

SELL, ASSIGN AND TRANSFER to TherOx, Inc. (the "Assignee"), having a place of business at 2400 Michelson Drive, Irvine, California, 92612, the entire right, title and interest for the United States and all foreign countries in and to any and all improvements which are disclosed in the application for United States Letters Patent, which has been executed by the undersigned concurrently herewith, and is entitled "**APPARATUS AND METHOD FOR BLOOD OXYGENATION**," such application and all divisional, continuing, substitute, renewal, reissue and all other applications for patent which have been or shall be filed in the United States and all foreign countries on any of such improvements; all original and reissued patents which have been or shall be issued in the United States and all foreign countries on such improvements; and specifically including the right to file foreign applications under the provisions of any convention or treaty and claim priority based on such application in the United States;

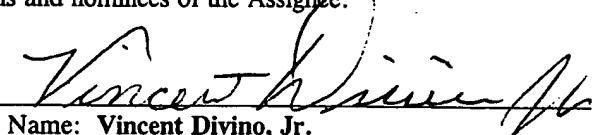
AUTHORIZE AND REQUEST the issuing authority to issue any and all United States and foreign patents granted on such improvements to the Assignee;

WARRANT AND COVENANT that no assignment, grant, mortgage, license or other agreement affecting the rights and property herein conveyed has been or will be made to others by the undersigned, and that the full right to convey the same as herein expressed is possessed by the undersigned;

COVENANT, when requested and at the expense of the Assignee, to carry out in good faith the intent and purpose of this assignment, the undersigned will (1) execute all divisional, continuing, substitute, renewal, reissue, and all other patent applications on any and all such improvements; (2) execute all rightful oaths, declarations, assignments, powers of attorney and other papers; (3) communicate to the Assignee all facts known to the undersigned relating to such improvements and the history thereof; (4) cooperate with the Assignee in any interference, opposition, dispute, or litigation involving any of the applications or patents for such improvements; and (5) generally do everything possible which the Assignee shall consider desirable for vesting title to such improvements in the Assignee, and for securing, maintaining and enforcing proper patent protection for such improvements;

TO BE BINDING on the heirs, assigns, representatives and successors of the undersigned and extend to the successors, assigns and nominees of the Assignee.

(Signature):



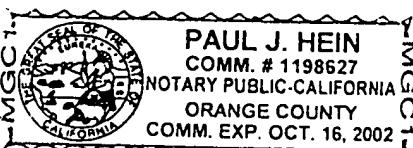
Name: Vincent Divino, Jr.

Date:

9/30/99

STATE OF CA §
CITY OF ORANGE § ss.
COUNTY OF ORANGE §

BEFORE ME, the undersigned authority, on this 30th day of SEPT., 1999, personally appeared Vincent Divino, Jr. known to me to be the person whose name subscribed to the foregoing instrument and acknowledged to me that he executed the same of his own free will for the purposes and consideration therein expressed.



Notary or Consular Officer

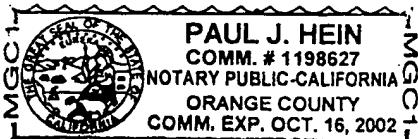
[SEAL]

(Signature): W. R. Patterson
Name: William R. Patterson

Date: 9/30/99

STATE OF CA §
§ ss.
COUNTY OF ORANGE §

BEFORE ME, the undersigned authority, on this 30th day of SEPT., 1999, personally appeared William R. Patterson known to me to be the person whose name subscribed to the foregoing instrument and acknowledged to me that he executed the same of his own free will for the purposes and consideration therein expressed.



Notary or Consular Officer

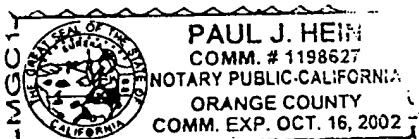
[SEAL]

(Signature): Jeffrey L. Creech
Name: Jeffrey L. Creech

Date: 9/30/99

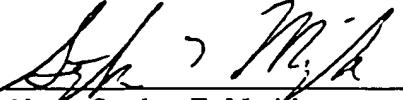
STATE OF CA §
§ ss.
COUNTY OF ORANGE §

BEFORE ME, the undersigned authority, on this 30th day of SEPT., 1999, personally appeared Jeffrey L. Creech known to me to be the person whose name subscribed to the foregoing instrument and acknowledged to me that he executed the same of his own free will for the purposes and consideration therein expressed.



Notary or Consular Officer

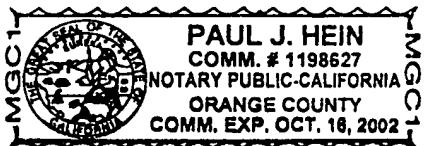
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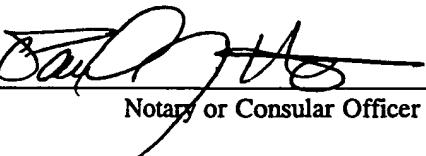
(Signature): 
Name: Stephen E. Myrick

Date: 9/30/99

STATE OF CA §
§ ss.
COUNTY OF ORANGE §

BEFORE ME, the undersigned authority, on this 30th day of SEPT., 1999, personally appeared Stephen E. Myrick known to me to be the person whose name subscribed to the foregoing instrument and acknowledged to me that he executed the same of his own free will for the purposes and consideration therein expressed.




Notary or Consular Officer

[SEAL]